

April 27, 2004 (Continued)

DIVISION ONE (Continued)

B162750 People (Not for Publication)

V.

Manuel Efrain Garcia

The judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.

Vogel (Miriam A.), J.

B168193 Suvimol Nakarangkul (Not for Publication)

V.

County of Los Angeles

The judgment is affirmed. Respondent(s) to recover costs.

Spencer, P.J.

We concur: Ortega, J.

Mallano, J.

B166725 People (Not for Publication)

V.

Garcia

The judgment is affirmed.

Mallano, J.

We concur: Ortega, Acting P.J.

Vogel (Miriam A.), J.

DIVISION ONE (Continued)

B168806 Los Angeles County, D.C.S. (Not for Publication)
v.
April Y.

The order is affirmed.

Spencer, P.J.

We concur: Ortega, J.
 Mallano, J.

B172922 Quentin S. (Not for Publication)
v.
Superior Court, Los Angeles County
(Department of Children & Family Services, r.p.i.)

Let a peremptory writ of mandate issue commanding the juvenile court to vacate its order setting a selection and implementation hearing and to hold a six-month review hearing, calculated from the date upon which Quentin first was allowed visitation, to ascertain Quentin's progress toward establishing a parental relationship with Glenda. If, at the review hearing, it appears that Quentin has lost interest or has made no progress in establishing a relationship with Glenda, the court may order a selection and implementation hearing. If, on the other hand, the court is convinced that Quentin is making reasonable progress, it should order another six-month review hearing, at which time the court again can consider its options.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.
 Mallano, J.

DIVISION ONE (Continued)

B169037 Los Angeles County, D.C.S. (Not for Publication)
v.
Frank B.

The order is affirmed.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.
Mallano, J.

B169068 People (Not for Publication)
v.
Rin

The judgment is affirmed.

Mallano, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

B164350 West Century 102, LTD, et al. (Not for Publication)
v.
City of Inglewood, et al.

The November 14, 2002 order after appeal is affirmed. The order approving periodic payment of the judgment is reversed insofar as it adopts the one-year United States Treasury bill rate of interest. The trial court is directed to enter a new and different order adopting the Conley market rate plus 1.5 as the interest due on outstanding periodic judgment payments until that rate drops below that applicable to one-year United States Treasury bills and to establish the rate at which interest was due as of January 2, 2003 and 2004. Each side is to bear its own costs on appeal.

Spencer, P.J.

We concur: Ortega, J.
Vogel (Miriam A.), J.

DIVISION ONE (Continued)

B169715 Los Angeles County, D.C.S. (Not for Publication)

v.

Rodney F. and Precilla O.,

In re Mario O. et al, minors

The judgment (July 31, 2003, order terminating parental rights) is affirmed.

Ortega, J.

We concur: Spencer, P.J.

Mallano, J.

DIVISION TWO

B165500 Solar Precision Products, Inc. (Not for Publication)

v.

Cubic Technologies, Inc., et al.

The judgment appealed from is reversed. The matter is remanded for proceedings consistent with this opinion. Solar Precision Products, Inc., shall recover its costs of appeal from respondents.

Nott, J.

We concur: Boren, P.J.

Doi Todd, J.

B164783 Domby (Not for Publication)

v.

Girardi, et al.

The judgment is affirmed. Appellant shall bear respondents' costs of appeal.

Ashmann-Gerst, J.

We concur: Boren, P.J.

Rubin, J. (Assigned)

April 27, 2004 (Continued)

DIVISION TWO (Continued)

B160640 Dalgarn (Not for Publication)

V.

Talon Instruments, Inc., et al.

The judgment is reversed. The trial court is directed to enter summary adjudication in favor of respondents as to counts one and two. The matter is remanded for proceedings consistent with this opinion. The parties shall bear their own costs of appeal.

Nott, J.

We concur: Boren, P.J.
Doi Todd, J.

B167570 People (Not for Publication)

V.

Estrada

The 23-year sentence is vacated and the matter is remanded for resentencing in accordance with the views expressed herein. In all other respects, the judgment is affirmed.

Nott, J.

We concur: Boren, P.J.
 Ashmann-Gerst, J.

B168272 People (Not for Publication)

V.

Walker

The judgment is affirmed.

Nott, Acting P.J.

We concur: Doi Todd, J.
 Ashmann-Gerst, J.

April 27, 2004 (Continued)

DIVISION TWO (Continued)

B164956 People
v.
Hahn, et al.

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION THREE

[illegible]

The judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

B167234 People (Not for Publication)
v.
Oelschlaeger

The judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

April 27, 2004 (Continued)

DIVISION THREE (Continued)

[illegible]

The judgment is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B170104 People (Not for Publication)
v.
Shanklin

The judgment (order revoking probation) is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B168697 People (Not for Publication)
v.
Rodriguez

The judgment is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

DIVISION THREE (Continued)

B167575 Los Angeles County, D.C.S. (Not for Publication)
v.
Latoya B.

The juvenile court orders are reversed and the matter is remanded for the DCFS to comply with notice requirements of the ICWA. If, after Indian entities receive proper notice under the ICWA, Stephon is determined not to be an Indian child and the ICWA does not apply, the juvenile court should reinstate all previous orders. Alternatively, after Indian entities receive proper notice under the ICWA, if Stephon is determined to be an Indian child and the ICWA applies to these proceedings, Mother is then entitled to petition the juvenile court to invalidate orders which violated 25 United States Code sections 1911, 1912, and 1913. (See 26 U.S.C. sec 1914 and Cal. Rules of Court rule 1439(n)(1).)

Kitching, J.

We concur: Klein, P.J.
Croskey, J.

B169448 Los Angeles County, D.C.S. (Not for Publication)
v.
Charlotte L.

The judgment is affirmed.

Kitching, J.

We concur: Klein, P.J.
Croskey, J.

April 27, 2004 (Continued)

DIVISION THREE (Continued)

B165191 People (Not for Publication)

V.

Linson

The judgment is affirmed.

Kitching, J.

We concur: Klein, P.J.

Aldrich, J.

B142999 Steve Schifando

V.

City of Los Angeles

Filed order modifying opinion. (No change in the judgment)

DIVISION FIVE

B168121 Tor Braham (Not for Publication)

V.

Barton of Redlands; Stephen Selinger

The judgment is affirmed. Braham to recover costs incurred on appeal jointly and severally from Barton of Redlands, Inc. and Stephen Selinger.

Turner, P.J.

We concur: Grignon, J.

Armstrong, J.

April 27, 2004 (Continued)

DIVISION SIX

B165428 People (Not for Publication)
v.
Hurt

The sentence as enhanced by the prior prison terms is reversed. The matter is remanded for trial on the prior prison term allegations and for resentencing consistent with the views expressed in this opinion. In all other respects, the judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

B158838 Southern California Gas Company
v.
Pacific Offshore Pipeline Company

Filed order denying petition for rehearing.

DIVISION SEVEN

B161812 People (Not for Publication)
v.
McCoy

The judgment is affirmed.

Woods, J.

We concur: Johnson, Acting P.J.
 Zelon, J.

April 27, 2004 (Continued)

DIVISION SEVEN (Continued)

B157907 People (Not for Publication)
v.
Williams

The judgment is affirmed.

Johnson, J.

We concur: Perluss, P.J.
Zelon, J.

B166696 Gracia (Not for Publication)
v.
Civil Service Commission of Los Angeles,
Los Angeles County Fire Dept.

The trial court's denial of appellant's writ of administrative mandamus is affirmed.

Johnson, J.

We concur: Perluss, P.J.
Woods, J.

April 27, 2004 (Continued)

DIVISION SEVEN (Continued)

B170542 Arcos (Certified for Publication)

v.

Superior Court, Los Angeles County,
(Iorillo, et al., r.p.i.)

Let a peremptory writ of mandate issue directing the respondent superior court (1) to make provision for timely delivery of copies of the subject reports to petitioner or petitioner's counsel - or provide an opportunity for them to make photocopies of such reports; (2) revise its policy with respect to other present or future persons eligible to receive such reports under Probate Code section 1513(d) in order to make provision for timely delivery of photocopies of those reports, when requested, or the opportunity to make photocopies of same, consistent with this opinion. Petitioner is entitled to recover her costs in this writ proceeding.

Johnson, Acting P.J.

We concur: Woods, J.
 Zelon, J.

DIVISION EIGHT

Court convened at 9:04 a.m.

Present: Cooper, P.J., Rubin, J., Boland, J., Flier, J. and Connie Hon, Deputy Clerk.

Each of the following:

B166415 People v. Brown
B168682 DCFS v. Rochelle G.
B170377 DCFS v. Willie C. & Cyril C.
B158304 People v. Leos
B165161 People v. Padilla
B166394 People v. Pok

April 27, 2004 (Continued)

DIVISION EIGHT (Continued)

Each of the following (continued):

B167093 People v. Johnson
B172807 Myisha S. v. SCLA (DCFS)

Argument waived, cause submitted.

B164338 The People v. Humphrey

Matter is continued to June 30, 2004.

Each of the following:

B163756 Roth v. New York Life Insurance Company
B166460 Block v. Golden Eagle Insurance Corporation

Matter is continued to May 25, 2004.

B166397 Bergren
 v.
 County Of Los Angeles, et al.

Appearance:
Kevin H. Louth for respondents and waives argument. Counsel for
appellant previously waived argument. Cause submitted.

B168876 People
 v.
 McGee

Merits:
Argued by Chet L. Taylor for appellant and by Joseph P. Lee,
Deputy Attorney General for respondent. Cause submitted.

DIVISION EIGHT (Continued)

B155251 Mukathe

v.

Martin Luther King, Jr., et al.

Merits:

Argued by Anthony O. Egbase for appellant and by Carolyn Oill for respondents. Cause submitted.

B167704 Chin

v.

Brockway, et al.

Merits:

Argued by Ricky W. Poon for appellant and by Frank S. Carleo for respondent. Cause submitted.

B165389 Poirer

v.

State Farm Mutual Automobile Insurance Company, et al.

Merits:

Argued by Drew Pomerance for appellant, by Harvey Rosenfield for Amicus Curiae Foundation for Taxpayer & Consumer Rights, by Bryant Henley for Amicus Curiae California Department of Insurance, by Vanessa Wells for respondent and by Steven H. Weinstein for Amicus Curiae 21st Century Insurance Company et al. Cause argued, submission deferred. Parties may file letter briefs by May 4, 2004. Each letter brief is to be no more than five pages in length. Cause to be submitted on May 4, 2004.

April 27, 2004 (Continued)

DIVISION EIGHT (Continued)

B161838 Prince
 v.
 California Fair Plan Association

Merits:

Argued by Stephen E. Smith for appellant and by Bradford T. Child
for respondent. Cause submitted.

Justice Flier leaves the bench.

B161628 Argent
 v.
 Grizzle Bluto, et al.

Merits:

Argued by Stan Argent appellant in propria persona and by Brian
Harrison and Cyrus J. Lemmon for respondents. Cause submitted.

Court recessed at 12:15 p.m.

Court reconvened at 1:08 P.M.

Present: Cooper, P.J., Boland, J., Flier, J. and Emma Jean Amos and Connie Hon,
Deputy Clerk.

B164243 The People
 v.
 Brown

Matter is continued to June 30, 2004.

April 27, 2004 (Continued)

DIVISION EIGHT (Continued)

B167055 Golden Pacific Insurance Services, Inc.
 v.
 Brown

Merits:

Argued by John H. Tisdale for appellant and by Jon R. Robertson for respondent. Cause submitted.

B167251 Concepcion
 v.
 Los Angeles Unified School District, et al.

Merits:

Argued by Natalia Concepcion appellant in propria persona and by Clifton A. Baker for respondents. Cause submitted.

Court adjourned at 1:55 p.m.